

**TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A SUBMISSION UNDER 35 U.S.C. 371**

ATTORNEY'S DOCKET NUMBER
05746/LH

U.S. APPLICATION NO. (if known, see 37 CFR 1.5)

INTERNATIONAL APPLICATION NO.
PCT/JP2004/006388

INTERNATIONAL FILING DATE
12 MAY 2004

PRIORITY DATE CLAIMED
13 MAY 2003

TITLE OF INVENTION

UNDERGROUND STRUCTURE COVER

APPLICANT(S) FOR DO/EO/US

Yukinori GONDOU; Tomokazu HASEGAWA; Masakazu HIDAHA; Norio SHINOHARA; Kenichi KOGA & Kazumi TANAKA

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a submission under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a submission under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☒ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 38 (35 U.S.C. 371(c)(5)).

Items 11 to 20 below concern document(s) or information included:

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☒ A preliminary amendment.
14. ☐ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☐ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821-1.825.
18. ☐ A second copy of the published International Application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the International application under 35 U.S.C. 154(d)(4).
20. ☒ Other items or information:

Express Mail Label No. EV 720 478 394US

Date of Deposit: November 9, 2005

Int. search report; 4 references; 4 sheets formal drawings (Figs. 1-4B); Request for Pub. Of Assignment Info; Change of Correspondence Address; 1st page Int. appln; Request; form PCT/ISA/237.

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above with sufficient postage, and is addressed to the Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria VA 22313-1450

Barbara Villani

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (if known, see 37 CFR 1.5) 10/556130		INTERNATIONAL APPLICATION NO. PCT/JP2004/006388		ATTORNEY'S DOCKET NUMBER 05746/LH	
The following fees have been submitted				CALCULATIONS	PTO USE ONLY
21. <input checked="" type="checkbox"/> Basic national fee.....		\$300		\$ 300.00	
22. <input checked="" type="checkbox"/> Examination fee If international preliminary examination report prepared by USPTO and all claims satisfy provisions of PCT Article 33(1)-(4).....		\$0		\$ 200.00	
All other situations.....		\$200			
23. <input checked="" type="checkbox"/> Search fee Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority.....		\$100			
International Search Report prepared and provided to the Office.....		\$400		\$ 400.00	
All other situations.....		\$500			
TOTAL OF 21, 22 and 23 =				\$ 900.00	
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.					
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
- 100 =	/50 =		x \$250	\$.00	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h)).				\$.00	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	6 - 20 =	0	x \$ 50	\$.00	
Independent claims	1 - 3 =	0	x \$200	\$.00	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)				+ \$360	\$.00
TOTAL OF ABOVE CALCULATIONS =				\$.00	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.					
SUBTOTAL =				\$ 900.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).				+ \$.00	
TOTAL NATIONAL FEE =				\$ 900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property				+ \$ 40.00	
TOTAL FEES ENCLOSED =				\$ 940.00	
				Amount to be refunded:	\$.00
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<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed.</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>06-1378</u>. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the international application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO:</p> <p>CUSTOMER NO. 01933</p> <p>Leonard Holtz Frishauf, Holtz, Goodman & Associates 220 5TH AVE FL 16 NEW YORK NY 10001-7708</p>					
			<p style="text-align: center;">SIGNATURE</p> <p style="text-align: center;"><i>Leonard Holtz</i></p> <p style="text-align: center;">NAME</p>		
			<p>listed item(s) <u>\$ 900.00 credit</u></p> <p style="text-align: center;">REGISTRATION NUMBER</p> <p style="text-align: center;">22,974</p>		

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CHANGE OF CORRESPONDENCE ADDRESS <i>Application</i> Address to: Commissioner for Patents P.O. Box 1450 Alexandria, VA. 22313-1450	Application Number	Not yet assigned 10/556130
	Filing Date	Herewith
	First Named Inventor	GONDOU
	Group Art Unit	
	Examiner Name	
	Attorney Docket Number	05746/LH

Please change the Correspondence Address for the above-identified application to:

☒ Customer Number [01933] →

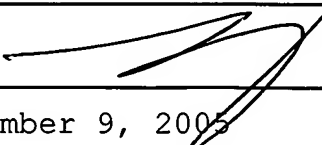
OR

<input type="checkbox"/> Firm or Individual Name				
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I am the:

- ☐ Applicant/Inventor.
- ☐ Assignee of record of the entire interest. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/96).
- ☒ Attorney or Agent of record. **Registration No. 22,974**
- ☐ Registered practitioner named in the application transmittal letter in an application without an executed oath or declaration. See 37 CFR 1.33(a)(1). Registration Number _____.

Typed or Printed Name	Leonard Holtz, Reg. No. 22,974
Signature	
Date	November 9, 2005
Telephone:	(212) 319-4900

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required. See below.

☐ Total of _____ forms are submitted.

10/556130

JC14 Rec'd PCT/PTO 09 NOV 2005

Attorney Docket No. 05746/LH

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**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Date of Deposit: November 9, 2005

Applicant(s): Y. GONDOU et al

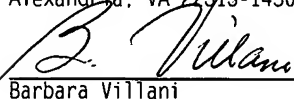
Serial No. : National Phase of
PCT/JP2004/006388

Filed : Herewith

For : UNDERGROUND STRUCTURE
COVER

Art Unit :
Examiner :

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Barbara Villani

In the event that this Paper is late
filed, and the necessary petition for
extension of time is not filed
concurrently herewith, please consider
this as a Petition for the requisite
extension of time, and to the extent not
tendered by credit card payment attached
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extension fee, or any other fee required
in connection with this Paper, to Account
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**REQUEST FOR PUBLICATION OF
ASSIGNMENT INFORMATION**

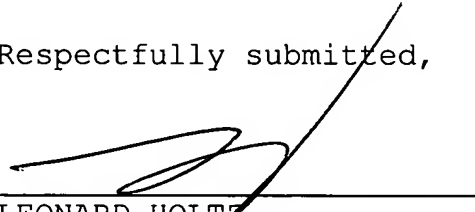
Commissioner for Patents
P.O. Box 1450,
Alexandria, VA 22313-1450

S I R :

It is requested that the following assignment information be
published as part of the 18 month publication of the present
application:

**HINODE, LTD.
8-18, Katakasu 5-chome,
Hakata-ku, Fukuoka-shi,
Fukuoka 812-8636 JAPAN**

Respectfully submitted,


LEONARD HOLTZ
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